

Appl. No. 09/695,226  
Amendment dated October 6, 2006  
Reply to Office Action mailed July 7, 2006

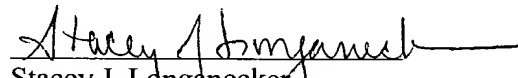
REMARKS

The office action indicates that prosecution on the merits of the application is reopened with respect to claims 11-14 and 22. The remaining pending claims 4-6, 10, 15, 17-21 and 23, however, remain allowed.

In the office action, claims 11-14 and 22 are rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 5,614,940, to Cobbley. By the present Amendment, independent claims 14 and 22 have both been amended to recite using content progress data to determine when predefined content segments are to be played back among segments of program content in a broadcast signal as these content segments are received and played back, as recited in allowed claim 23. Accordingly, withdrawal of the rejection of independent claims 14 and 22 and corresponding dependent claims 11-13 as being anticipated by the Cobbley patent is believed to be proper and is respectfully requested.

In view of the above, it is believed that the application, including all of the pending claims 4-6, 10-15 and 17-23, is in condition for allowance and notice to this effect is respectfully requested. Should the Examiner have any questions, the Examiner is invited to contact the undersigned at the telephone number indicated below.

Respectfully submitted,

  
Stacey J. Longanecker  
Attorney for Applicants  
Reg. No. 33,952

Roylance, Abrams, Berdo & Goodman, L.L.P.  
1300 19<sup>th</sup> Street, N.W., Suite 600  
Washington, D.C. 20036  
(202) 659-9076

Dated: October 6, 2006